



*Jim Justice*  
*Governor of West Virginia*  
September 9, 2019

Ken Ward  
Staff Writer  
The Charleston Gazette-Mail  
1001 Virginia Street, East  
Charleston, WV 25301  
[kward@wvgazettemail.com](mailto:kward@wvgazettemail.com)

VIA ELECTRONIC MAIL

Dear Mr. Ward:

The Office of the Governor received your email on August 30, 2019 requesting, pursuant to the Freedom of Information Act ("FOIA"), W. Va. Code § 29B-1-1, *et seq.*, copies of the following records:

[A]ll correspondence, including emails and other methods of communication, between anyone in the Governor's office and any officials, lawyers or lobbyists from FirstEnergy or any affiliate companies such as FirstEnergy Solutions, concerning the Pleasants Power Plant, House Bill 207, or any efforts/legislation aimed at assisting that facility or avoiding its potential closure. This request is meant to include any correspondence between Jan. 16, 2017, and today, Aug. 30, 2019.

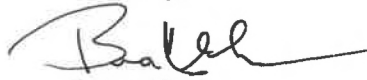
Any documents in the custody of the Governor's office regarding House Bill 207 or any related initiatives or legislation concerning the Pleasants Power Plant. This request is meant to include any draft legislation, talking points, reports, legislative analysis, or other materials in the custody of the Governor's office as those terms are defined in the state Act.

Any documents in the custody of the Governor's office regarding a case styled as FirstEnergy Solutions v. Bluestone Energy, Case Number 18-50757, pending in the U.S. Bankruptcy Court for the Northern District of Ohio, as part of the case "In Re: FirstEnergy Solutions." This portion of our request is meant to include any reports, court filings, emails or other correspondence concerning this matter.

This office has completed its search for and review of the public records in its custody that fall within the scope of your request. Enclosed please find a copy of the record that is responsive under FOIA. The responsibilities of this office in connection with your FOIA request are now at an end. You are advised that FOIA affords you the opportunity to seek injunctive or declaratory relief in the Circuit Court of Kanawha County, West Virginia. Please let us know if we can be of further assistance. The fee for reproducing the enclosed materials is hereby waived.

OFFICE OF THE GOVERNOR

Sincerely,

A handwritten signature in black ink, appearing to read "B. Abraham", with a long horizontal flourish extending to the right.

Brian Abraham  
General Counsel

Foreman, Sherri

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**From:** Foreman, Sherri  
**Sent:** Tuesday, July 9, 2019 11:16 AM  
**To:** Hefner, Matthew G; Gray, Sammy L  
**Subject:** RE: [External] Pleasants Meeting in Charleston July 15th at 3pm

Good Morning,

Thanks for the information. Attending from this office will be the following individuals...

Bray Cary  
Brian Abraham  
Dave Hardy, Secretary, Dept. of Revenue  
Allen Prunty, Dept. of Revenue



**Sherri Foreman**  
*Executive Assistant to Chief of Staff*  
**Office of Governor Jim Justice**  
**State Capitol**  
**1900 Kanawha Boulevard, East**  
**Charleston, WV 25305**  
304-558-2000 (office)  
304-342-7025 (fax)



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**From:** Hefner, Matthew G <mhefner@firstenergycorp.com>  
**Sent:** Tuesday, July 9, 2019 9:21 AM  
**To:** Foreman, Sherri <Sherri.D.Foreman@wv.gov>  
**Cc:** Gray, Sammy L <sgray2@firstenergycorp.com>; Burnazian, Stephen <sburnazian@firstenergycorp.com>  
**Subject:** [External] Pleasants Meeting in Charleston July 15th at 3pm

**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and are expecting the content. — WV Office of Technology

Sherri:

Good morning, Sherri! I just wanted to provide you with a list of attendees associated with the 3PM meeting on July 15 with Bray Cary, and perhaps, Governor Justice. The purpose of the meeting is to discuss the future of Pleasants Power Station, particularly the B&O tax issue that has a huge impact on the plant moving forward. Bray and I discussed this meeting several weeks ago and recently confirmed the date and time via text message. Can you let me know who will

be in attendance from the Governor's Office? If so, it would be much appreciated. Please let me know if you have questions or require additional information. I will not be attending the meeting; however, Sammy Gray will be there to accompany the following individuals:

Pleasants County Commissioner, Jay Powell  
John Judge, FirstEnergy Solutions CEO  
David Griffing, FES VP Govt Affairs  
Mark Valach, Director of Pleasants Plant  
Jay Bellingham, FES SVP Fossil  
Stephen Burnazian, FES EVP Corp Development

Thank you!

M. Gregory Hefner  
Manager, Regional External Affairs (MP/PE)  
FirstEnergy  
5001 NASA Blvd.  
Fairmont, WV 26554  
304-534-7344

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